

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

AARON A. WILLIAMS, JR.,

Plaintiff.

v.

PA DEPT OF CORRECTIONS, et al,

Defendants.

No. 3:18-CV-01150

(Judge Brann)

(Magistrate Judge Arbuckle)

ORDER

MARCH 29, 2019

In accordance with the accompanying Memorandum Opinion, **IT IS
HEREBY ORDERED** that:

1. Magistrate Judge William I. Arbuckle's Report and Recommendation (Doc. 29) is **ADOPTED in part and REJECTED in part**;
2. Moving Defendants' motion to dismiss (Doc. 18) is **GRANTED in part**. Williams' claims alleging medical negligence and violations of the Pennsylvania constitution are **DISMISSED WITH PREJUDICE**. Williams' Eighth Amendment claim against CCS is **DISMISSED WITHOUT PREJUDICE**, as is any claim against Moving Defendants for medical treatment on or after October 17, 2016;
3. The motion is **DENIED** in all other respects; and

4. The matter is remanded back to Magistrate Judge William I. Arbuckle for further proceedings.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann

United States District Judge